

11/17 RCE/1633#
2/16/01

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of a utility or plant application
filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA)

Application Number	09 058,546	RECEIVED
Filing Date	April 10, 1998	
First Named Inventor	Walter H. Günzburg	FEE 0.1.2001
Group Art Unit	1633	TECH CENTER TEL 2960
Examiner Name	M. Wilson	
Attorney Docket Number	2316.100S-000 (GSF98-02A)	

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO SB 29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
 - i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on ☐.
 - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on ☐.
 - iii. ☐ Other -- ☐.
- b. ☒ Enclosed
 - i. ☒ Amendment
 - ii. ☐ Affidavit(s)/Declaration(s)
 - iii. ☒ Supplemental Information Disclosure Statement (IDS) and Cited Reference(s) (AQ & Pending Application(s))
 - iv. ☒ Other -- Petition for Extension of Time (Four Month) and Amendment Fee Letter w/ Copy.

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ☐ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other -- ☐.

3. Fees

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 08-0380 in order to maintain pendency of this application. A copy of this statement is enclosed for accounting purposes.
 - i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) (\$710.00)
 - ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) (\$1,390.00)
 - iii. ☒ Other -- Amendment Fee. (\$760.00)
- b. ☐ Check in the amount of \$ ☐ enclosed.
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED

Name (Print Type)	Anne J. Collins	Registration No. (Attorney Agent)	40,564
Signature	<i>Anne J. Collins</i>	Date	January 24, 2001

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, D.C. 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print Type)	Denise Carcedo	Date	1-24-01
Signature	<i>Denise Carcedo</i>		



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Walter H. Günzburg, Robert M. Saller and Brian Salmons

Application No.: 09 058,546

Group: 1633

Filed: April 10, 1998

Examiner: M. Wilson

For: Retroviral Vectors Carrying Senescent Cell Derived Inhibitors 1 (SDI-1) or Antisense SDI-1 Nucleotide Sequences

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231	
on <u>1-24-01</u>	<u>Denise Careddo</u>
Date	Signature
<u>Denise Careddo</u>	
Typed or printed name of person signing certificate	

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Transmitted herewith is Amendment for filing in the above-identified application.

- [] Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.
- [] A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

The fee has been calculated as shown below:

(COL. 1)	(COL. 2)	(COL. 3)	(COL. 4)	(COL. 5)
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA
TOTAL	52	MINUS *	32	20
INDEP	8	MINUS **	3	5
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				

- * not fewer than 20
** not fewer than 3

SMALL ENTITY	
RATE	ADDIT. FEE
X \$9	\$
X \$40	\$
- \$135	\$

OTHER THAN SMALL ENTITY	
RATE	ADDIT. FEE
X \$18	\$ 360
X \$80	\$ 400
- \$270	\$ 0

OR

TOTAL \$ 0

TOTAL \$ 760

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Please charge Deposit Account No. 08-0380 for the following fees:

<input checked="" type="checkbox"/>	Petition for four month Extension of Time	\$	<u>TECH CENTER 1500/2900</u> <u>1590</u>
<input checked="" type="checkbox"/>	Amendment Fee	\$	<u>760</u>
<input checked="" type="checkbox"/>	Other Fees:		
	Request for Continued Examination (RCE)	\$	<u>710</u>
		\$	<u> </u>
	TOTAL:	\$	<u><u>2860</u></u>

A check is enclosed in payment of the following fees:

<input type="checkbox"/>	Petition for four month Extension of Time	\$	<u> </u>
<input type="checkbox"/>	Amendment Fee	\$	<u> </u>
<input type="checkbox"/>	Other Fees:		
		\$	<u> </u>
		\$	<u> </u>
	TOTAL:	\$	<u><u>0</u></u>

☒ A general authorization is hereby granted to charge Deposit Account No. 08-0380 for any fees required under 37 C.F.R. 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Anne J. Collins
Anne J. Collins
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Lexington, Massachusetts 02421-4799

Dated: January 24, 2001